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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Case No. 2:18-cr-055-APG-GWF

17 Plaintiff,

18 v.
19 **STIPULATION TO RESCIND PRE-**
20 **PLEA PRESENTENCING**
21 **INVESTIGATION REPORT**

22 CEMONE CHAMPAGNE LEWIS,

23 Defendant.

24 IT IS HEREBY STIPULATED AND AGREED, by and between Dayle Elieson, United
25 States Attorney, and Phillip N. Smith, Jr., Assistant United States Attorney, counsel for the
26 United States of America, and Rene L. Valladares, Federal Public Defender, and Margaret W.
Lambrose, Assistant Federal Public Defender, counsel for Cemone Champagne Lewis, that the
Pre-Plea Presentencing Investigation Report is no longer necessary and thus the order granting
the Pre-Plea Presentencing Investigation Report should be rescinded.

The Stipulation is entered into for the following reasons:

1. On June 15, 2018, the Court entered an order directing probation to prepare a
Pre-Plea Presentencing Investigation Report in this matter. (ECF No. 20).

1 2. On August 8, 2018, a Change of Plea Hearing was held and the parties entered
2 into a Plea Agreement rendering the need for a Pre-Plea Presentencing Investigation Report
3 moot. (ECF No. 36). Thus, it is respectfully requested that the Court enter an order rescinding
4 the Pre-Plea Presentencing Investigation Report

5 3. The parties agree to the stipulation.

6 DATED this 13th day of August, 2018.

7 RENE L. VALLADARES
8 Federal Public Defender

DAYLE ELIESON
United States Attorney

9 */s/ Margaret W. Lambrose*
10 By _____
11 MARGARET W. LAMBROSE
12 Assistant Federal Public Defender

13 */s/ Phillip N. Smith, Jr.*
14 By _____
15 PHILLIP N. SMITH, JR.
16 Assistant United States Attorney

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff,
v.
CEMONE CHAMPAGNE LEWIS,
Defendant.

Case No. 2:18-cr-055-APG-GWF

**FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER**

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. On June 15, 2018, the Court entered an order directing probation to prepare a Pre-Plea Presentencing Investigation Report in this matter. (ECF No. 20).

2. On August 8, 2018, a Change of Plea Hearing was held and the parties entered into a Plea Agreement rendering the need for a Pre-Plea Presentencing Investigation Report moot. (ECF No. 36). Thus, it is respectfully requested that the Court enter an order rescinding the Pre-Plea Presentencing Investigation Report

3. The parties agree to the stipulation.

CONCLUSIONS OF LAW

Good cause exists to rescind the order directing Probation to prepare a Pre-Plea Presentencing Investigation Report in this matter.

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ORDER

IT IS THEREFORE ORDERED that the Probation Department is no longer required to prepare a Pre-Plea Presentence Investigation Report on Cemone Champagne Lewis and the order granting the Pre-Plea Presentence Investigation Report is hereby rescinded.

Dated: August 16, 2018.

UNITED STATES DISTRICT JUDGE